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PATENT  
1507-1034

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Johan WENNERSTRÖM

Conf. 3761

Application No. 10/562,695

Group 1724

Filed December 27, 2005

Examiner Ivars Cintins

WATER FILTERING DEVICE

RESPONSE

MS AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 14, 2007

Sir:

This replies to the Official Action of March 27, 2007.

Reconsideration is respectfully requested, for the holding that the particular sealing tongue 16 is critical and essential to the practice of the invention.

The tongue 16 is recited on page 3 of our specification. All that we say about it is as follows:

"The sealing 14 comprises an annular base element 15 that is attached to the periphery of the filter element 5 and a tongue 16 that projects from the base element 15, the free end of the tongue 16 being in contact with the inner side of the container 1. The tongue 16 has also a tangential extension along the entire periphery of the filter element 5. The base element 15 and the tongue 16 are preferably integral with each other and made out of the same material that for instance may constitute a plastic of suitable flexibility."

Where is there any teaching of criticality as to the tongue 16, in this text? There is none.

Where is there any teaching that the particular tongue 16 is essential, in this text? There is none.

Obviously, you wouldn't want a lot of water leaking around the edges of the piston, or else the invention would not work as well. But to say that a particular configuration of seal is needed, is entirely without basis in the disclosure of the present invention.

In other words, the assertion of criticality or an essential nature for item 16, appears only in the Official Action, not in the application.

The claims being patentable for the reasons given by the Examiner, this application is in condition for allowance, and reconsideration and allowance are respectfully requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON



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